IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)
WEDNESDAY, THE FIFTEENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

and
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO : 23079 of 2004

Between:

Sri K. Simhachalam, S/o. Satyam, aged 40 years,
Occ:Asst. Executive Engineer, Pachi Penta Village

and Mandal, Vizianagaram District.

..... PETITIONER

AND

1.The Government of A.P., Rep. by its Secretary,
Panchayat Raj & Rural Development Department,

Secretariat, Hyderabad.
2.The Engineer-in-Chief, Panchayat Raj, Erra Manzil, Hyderabad.
3.The Superintendent Engineer, Panchayat Raj, Vizianagaram.
4.The Executive Engineer, Panchayat Raj, Parvatipuram, Vizianagaram.
5.The Mandal Development Officer, Pachi Penta Mandalparishad,
Pachipenta Mandal, Vizianagaram District.
6.Sri Ch. Bhushan Prasad, S/o. George, Occ: Asst. Executive Engineer,
Office of the Mandal Engineering Officer, Mandal Parishad, Pachi Penta,
Vizianagaram District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any order or direction, or any appropriate Writ more particularly in the nature of Writ of Mandamus declaring the orders passed in O.A.No.5212/2004, dated 14-9-2004, granting status quo ante and the 5th Respondent's Proceedings vide RC No.

172/2004, dated 28-9-2004, as arbitrary, illegal, null and void and is against the principles of natural justice and norms of the public policy and is without notice and to set aside the same and to issue consequential directions directing the Respondent Authorities to continue the petitioner as Asst. Executive Engineer in the Office of the 5th Respondent.

Counsel for the Petitioner: MR.VENKATESWARA RAO GUDAPATI

Counsel for the Respondent Nos.1 to 5: GP FOR PANCHAYAT RAJ & RURAL DEV.

Counsel for the respondent No.6: MR.GOPALA RAO GANDRAKOTA

The Court made the following:

ORDER: (Per Sri G.B,J)

In view of the order passed by the Engineer-in-Chief (Panchayat Raj) Hyderabad in Proceedings No.SO I/1/17533/Zone-I/2004 dated 05.10.2004, the writ petition has become infructuous and the same is accordingly dismissed as infructuous. However, it is open for the petitioner to challenge the said proceedings if he so advises.

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G.BIKSHAPATHY,J

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P.S.NARAYANA,J.

Date: 15th December 2004.

BSB

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1.The Secretary,
Panchayat Raj & Rural Development Department, The Government of A.P.

Secretariat, Hyderabad.
2.The Engineer-in-Chief, Panchayat Raj, Erra Manzil, Hyderabad.
3.The Superintendent Engineer, Panchayat Raj, Vizianagaram.
4.The Executive Engineer, Panchayat Raj, Parvatipuram, Vizianagaram.
5.The Mandal Development Officer, Pachi Penta Mandalparishad,
Pachipenta Mandal, Vizianagaram District.
6.The Registrar, A.P. Administrative Tribunal, Hyderabad.

7.Two CCs to the Government Pleader for Panchayat Raj & Rural

Development, High Court of A.P., Hyderabad (OUT).

8.Two CD copies